

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

UNITED STATES OF AMERICA,

Case No. 2:17-CR-306 JCM (VCF)

**Plaintiff(s).**

## ORDER

V.

SVYATOSLAV BONDARENKO, et al.

Defendant(s).

Presently before the court is defendant Pius Sushil Wilson's *pro se* motion for a sentence reduction under Amendment 821 of the United States Sentencing Guidelines. (ECF No. 1147). Amendment 821 is a retroactive amendment that provides a two-level downward offense level adjustment for certain zero-point offenders whose offenses fit within the guideline's criteria. *See* USSG § 4C1.1.

18        The court sentenced Wilson on September 22, 2021. (ECF No. 954). Wilson filed the  
19 instant motion *pro se* and was thereafter appointed a federal public defender pursuant to General  
20 Order 2023-09.<sup>1</sup> (ECF No. 1154).

21 Wilson's counsel filed a notice of non-eligibility. (ECF No. 1157). She informs the court  
22 that Wilson did not receive any "status" criminal history points at the time of sentencing and is  
23 therefore ineligible for a reduction under Part A of Amendment 821. Wilson also does not qualify  
24 for a reduction under Part B because his adjusted sentence guideline range after a two-level

27       <sup>1</sup> General Order 2023-09 presumptively appointed counsel for any defendant “previously  
28       determined to have been entitled to appointment of counsel, or who is now entitled to appointment  
      of counsel, to determine whether that defendant may qualify for retroactive relief under  
      Amendment 821.”

1 reduction (292-365 months) would still be higher than the original sentence imposed by the court  
2 (84 months).

3 Counsel has already informed Wilson he is ineligible for a sentence reduction. (ECF No.  
4 1157). The court does not find reason to deviate from counsel's findings.

5 Accordingly,

6 IT IS HEREBY ORDERED, ADJUDGED, and DECREED that defendant's motion for a  
7 sentence reduction (ECF No. 1147) be, and the same hereby is, DENIED.

8 DATED October 18, 2024.

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10 UNITED STATES DISTRICT JUDGE

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